

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

WARNER CHILCOTT COMPANY, LLC and)
HOFFMANN-LA ROCHE INC.,)
)
Plaintiffs,)
) C.A. No. 09-143-LPS
v.) C.A. No. 10-1111-LPS
) (consolidated with C.A. No. 08-627-LPS)
APOTEX, INC. AND APOTEX CORP.,)
)
Defendants.)
-----)

STIPULATION

WHEREAS, Defendants Apotex Inc. and Apotex Corp. (collectively “Apotex”) identified Dr. Dennis M. Black as a potential expert in the above-identified litigations and produced the signed undertaking of Dr. Dennis M. Black to Plaintiff Hoffmann-La Roche Inc. (“Roche”) on June 17, 2011;

WHEREAS, Roche objected to the disclosure of Roche’s Protected Information to Dr. Black within ten (10) days from the date of service of the undertaking pursuant to paragraph 7 of the Stipulated Protective Order, entered August 13, 2009;

WHEREAS, Apotex and Roche met and conferred in good faith to resolve the objection pursuant to paragraph 7 of the Stipulated Protective Order, entered August 13, 2009;

WHEREAS, paragraph 7 of the Stipulated Protective Order, entered August 13, 2009 provides that Roche must bring a motion to preclude Dr. Black from viewing Roche’s Protected Information within thirty (30) days from the date of service of the undertaking;

WHEREAS, pursuant to the Order entered by the Court on July 18, 2011 (Dkt. No. 218), Roche has until July 29, 2011 to pursue any objection to Dr. Black with the Court in accordance with the Discovery Matters procedures set forth in paragraph 2(f) of the Scheduling Order;

WHEREAS, because Roche and Apotex are continuing to meet and confer in good faith to resolve the objection to Dr. Black, Apotex and Roche have agreed to a two-week extension of the July 29, 2011 deadline for Roche to pursue any objection to Dr. Black with the Court, in order to attempt to resolve their discovery dispute herein;

IT IS THEREFORE STIPULATED AND AGREED, by and between the undersigned parties and subject to the approval of the Court that:

1. Roche shall have until August 12, 2011 to pursue any objection to Dr. Black with the Court.
2. Should Roche decide to pursue such an objection, the parties shall proceed in accordance with the Discovery Matters procedures set forth in paragraph 2(f) of the Scheduling Order (D.I. 125).

/s/ Laura D. Hatcher

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SO ORDERED this _____ day of _____, 2011.

United States District Judge

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